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| U.S. DEPARTMENT OF COMMERCE<br>PATENT AND TRADEMARK OFFICE             |   |                                      |                         |
| SUPPLEMENTAL INFORMATION<br>DISCLOSURE STATEMENT                       |   | Docket Number:<br><b>1662/568078</b> |                         |
| Application Number<br><b>10/788,924</b>                                | Filing Date<br><b>February 25, 2004</b> | Examiner<br><b>Not Yet Assigned</b>  | Art Unit<br><b>1615</b> |
| Invention Title<br><b>POLYMORPHS OF FEXOFENADINE<br/>HYDROCHLORIDE</b> |   | Inventors<br><b>DOLITZKY, et al.</b> |                         |

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Signature: *Agnes Xu*  
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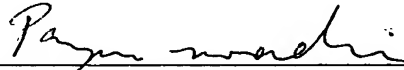
1. In accordance with the duty of disclosure under 37 C.F.R. § 1.56 and in conformance with the procedures of 35 U.S.C. §§ 1.97 and 1.98 and M.P.E.P. § 609, attorneys for Applicants hereby bring the following references to the attention of the Examiner. These references are listed on the attached modified PTO Form No. 1449. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom. The filing of this Information Disclosure Statement and the enclosed PTO Form No. 1449, shall not be construed as an admission that the information cited is prior art, or is considered to be material to patentability as defined in 37 C.F.R. § 1.56(b).
2. In accordance with the Official Gazette of August 5, 2003, which stated that the United States Patent and Trademark Office waived the requirement under 37 C.F.R. § 1.98 (a)(2)(i) for submitting a copy of each cited U.S. patent and each U.S. patent application publication for all U.S. patent applications filed after June 30, 2003, copies of each of the cited U.S. patents and U.S. patent application publications are not being provided.
3. A copy of each patent, publication or other information listed on the modified PTO form 1449 is enclosed.
4. Applicant's attorney certifies that each item of information contained in the information disclosure statement was first cited in the European Search Report (copy attached) from European Patent Office in a counterpart foreign application.

5. The Commissioner is hereby authorized to charge payment of the 37 C.F.R. § 1.17(p) (submission of an Information Disclosure Statement under §1.97(c)) fee of \$180.00 and any additional fees that may be required to the deposit account of **Kenyon & Kenyon**, deposit account number **11-0600**. A copy of this communication is enclosed for charging purposes.

Dated:

Mar 17, 05

By:



Payam Moradian (Reg. No. 52,048)

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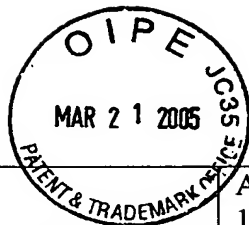
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|---|----------------------------------|--------------------------|
| <b>INFORMATION DISCLOSURE<br/>STATEMENT BY APPLICANT<br/>PTO-1449</b> | ATTY. DOCKET NO.<br>1662/568078  | SERIAL NO.<br>10/788,924 |
|   | APPLICANT<br>DOLITZKY, et al.    |                          |
|   | FILING DATE<br>February 25, 2004 | GROUP<br>1615            |

**U. S. PATENT DOCUMENTS**

| EXAMINER<br>INITIAL | PATENT<br>NUMBER | PATENT<br>DATE | NAME | CLASS | SUBCLASS | FILING<br>DATE |
|---------------------|------------------|----------------|------|-------|----------|----------------|
|                     |                  |                |      |       |          |                |
|                     |                  |                |      |       |          |                |

**FOREIGN PATENT DOCUMENTS**

| EXAMINER<br>INITIAL | DOCUMENT<br>NUMBER | DATE              | COUNTRY | CLASS | SUBCLASS | TRANSLATION |    |
|---------------------|--------------------|-------------------|---------|-------|----------|-------------|----|
|                     |                    |                   |         |       |          | YES         | NO |
|                     | WO 03/084510 A     | October 16, 2003  | PCT     |       |          |             |    |
|                     | WO 02/102777 A     | December 27, 2002 | PCT     |       |          |             |    |
|                     | WO 03/011295 A     | February 13, 2003 | PCT     |       |          |             |    |
|                     |                    |                   |         |       |          |             |    |
|                     |                    |                   |         |       |          |             |    |

**OTHER DOCUMENTS**

| EXAMINER<br>INITIAL | AUTHOR, TITLE, DATE, PERTINENT PAGES, ETC. |
|---------------------|--|
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|---|-----------------|
| EXAMINER  | DATE CONSIDERED |
| EXAMINER: Initial if citation considered, whether or not citation is in conformance with M.P.E.P. 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. |                 |